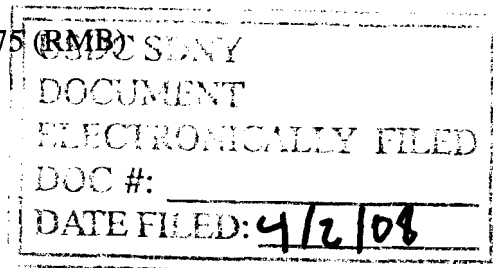


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- X  
LUMINENT MORTGAGE CAPITAL, :  
INC., *et al.*, :  
 :  
Plaintiffs, :  
v. :  
BARCLAYS CAPITAL INC., :  
 :  
Defendant. :  
----- X

07 CIV 10275 (RMB)



**STIPULATION AND PROPOSED REVISED SCHEDULING ORDER**

WHEREAS, on December 14, 2007, this Court entered the Case Management Plan in which it ordered the parties to complete fact discovery by April 21, 2008 and expert discovery by July 7, 2008;

WHEREAS, since the Case Management Plan was entered, the parties have worked diligently to complete fact discovery, including the service of document requests and interrogatories and responses thereto, and the participation in meet-and-confer conferences regarding the parties' document requests in an effort to resolve any differences concerning those requests and to streamline discovery;

WHEREAS, the parties also have expended significant resources and time collecting and reviewing hundreds of thousands of pages of documents for potential production in this case, and have produced approximately 80,000 pages of documents to date;

WHEREAS, the parties believe that the number of fact witnesses to be deposed in this case will be approximately the number of witnesses permitted to be

deposed under Federal Rule of Civil Procedure 30(a)(2) (*i.e.*, approximately 20).

Additionally, the parties expect difficulties in scheduling these depositions because certain of the potential witnesses are former employees of the parties;

WHEREAS, the parties believe that a modest extension of the fact and expert discovery schedule — approximately ten weeks — is necessary in order to provide the parties with a reasonable amount of time to complete discovery in an efficient manner;

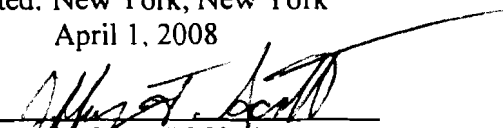
WHEREAS, the parties to this action have not previously requested extensions to any deadlines in the discovery schedule;

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned that a brief extension to the fact and expert deadlines in the current discovery schedule is warranted. The parties therefore respectfully propose the following revised schedule:

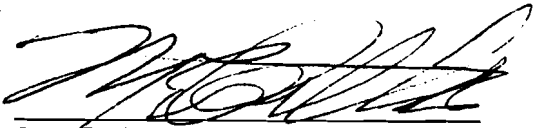
1. All fact discovery shall be completed by August 1, 2008.
2. Final sets of interrogatories and requests for admission shall be served on or by July 1, 2008.
3. All expert discovery, including depositions, shall be completed on or by September 26, 2008.

4. A settlement conference with principals shall be held on July 14, 2008 at 9:15 a.m. (the date originally scheduled by this Court in the Case Management Plan for such a conference).

Dated: New York, New York  
April 1, 2008


  
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Capital, Inc., Minerva Mortgage Finance  
Corporation, Mercury Mortgage Finance  
Statutory Trust and Saturn Portfolio  
Management, Inc.*

SO ORDERED, this <sup>2d</sup> April 2008.

  
Richard M. Berman  
United States District Judge